

**STATE OF NEVADA
NEVADA BOARD OF WILDLIFE COMMISSIONERS
NEVADA DEPARTMENT OF WILDLIFE
SMALL BUSINESS IMPACT STATEMENT PURSUANT TO NRS233B**

Re: Commission General Regulation 469; LCB File No. R094-16; Fishing Tackle Restriction – Truckee River below Derby Dam

The purpose of this form is to provide a framework pursuant to NRS 233B.0608 to determine whether a small business impact statement is required for submittal of a proposed regulation before the Nevada Board of Wildlife Commissioners. Note: Small business is defined as a “business conducted for profit which employs fewer than 150 full-time or part-time employees” (NRS233B.0382).

1. Describe the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary:

ANSWER:

Comment was not solicited from affected small businesses. The agency concluded there would be no small business impact and it was not necessary to develop a small business impact statement. The proposed regulation affects anglers fishing the Truckee River (Washoe County) from 1,000 feet downstream of Derby Dam to the Pyramid Lake Indian Reservation boundary. Anglers will be required to use only artificial lures having single barbless hooks during the Lahontan cutthroat trout spawning season, February 1 through May 31.

2. Describe the manner in which the analysis was conducted:

ANSWER:

Agency personnel met and discussed the potential for a small business impact. They determined that there will be no impact.

3. Describe the estimated economic effect of the proposed regulation on the small businesses which it is to regulate, including, without limitation:

- a.) Both adverse and beneficial effects:
- b.) Both direct and indirect effects:

ANSWER: There will be no adverse or beneficial, direct or indirect economic effects from the proposed regulation on small businesses because it does not regulate the operations of small businesses.

4. Describe the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods:

ANSWER: The agency concludes that this regulation does not regulate small businesses, therefore, no methods are considered to reduce the impacts because there are no impacts.

5. Describe the estimated cost to the agency for enforcement of the proposed regulation:

ANSWER: The enforcement of the regulation falls within current operations of the Department; therefore, there will be no additional costs to the agency above the legislatively approved budget.

6. If the proposed regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used:

ANSWER: This regulation does not propose new fees or increased fees.


7. If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary:

ANSWER: The current regulation allows for fishing using any legal method on the Truckee River except from Derby Dam to 1,000 feet downstream, which is closed to fishing (see NRS 503.270 and 503.290). The proposed, more stringent regulation applies to the Truckee River from 1,000 feet downstream of Derby Dam to the Pyramid Lake Indian Reservation boundary. This regulation is necessary to protect spawning Lahontan cutthroat trout from injury or death from the use of certain fishing tackle, while allowing the area to remain open to angling during the cutthroat trout spawning season. Other areas of the Truckee River open to fishing will not be affected by this regulation.

8. The reasons for the conclusions of the agency regarding the impact of a regulation on small businesses:

ANSWER: There is no impact on small businesses because this regulation is associated with individual anglers fishing the Truckee River from 1,000 feet downstream of Derby Dam to the Pyramid Lake Indian Reservation boundary and from February 1 through May 31.

I hereby certify that to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.



FOR Tony Wasley, Director
Nevada Department of Wildlife